

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE:

Main Street Tours, Inc.

Debtor(s).

CASE NO: 20-61498

CHAPTER 7

JUDGE RUSS KENDIG

MOTION FOR AN ORDER (1) TO COMPEL DEBTOR(S) TO FILE AMENDED SCHEDULES TO ADD NEW UNSECURED CREDITORS AND (2) FOR COURT TO EXTEND DEADLINE FOR NEWLY ADDED UNSECURED CREDITORS TO FILE CLAIMS

Now comes Lisa M. Barbacci, Trustee, and pursuant to FRBP 1009 and 3002(c)(6)(A) moves this Court for an Order compelling the Debtor to file amended schedules to add new unsecured creditors and to extend the deadlines for all such additional creditors to file proofs of claim. For her Motion, the Trustee states as follows:

1. Debtor filed for Chapter 7 Bankruptcy Relief on October 6, 2020.
2. The last date to file Proofs of Claims is March 11, 2021, for general unsecured claims, and April 5, 2021, for government claims.
3. Debtor appeared at the meeting of creditors pursuant to 11 U.S.C. § 341 (the “Creditors’ Meeting”) on November 17, 2020. The Creditors’ Meeting was continued to December 1, 2020, December 15, 2020, and February 9, 2021.
4. From the Creditors’ Meetings and review of the record and claims filed, Trustee learned that Debtor was engaged in the business of developing, managing, and arranging tours for schools, school districts, and students. As a part of the business, Debtor required contracting parties to pay advance deposits for tours. The Trustee understands that various schools, school organizations, and parents made deposits directly to Debtor pursuant to the terms of the tour arrangements. The Debtor shows these deposits as “Prepayments” for various schools on Schedule E/F. The Trustee understands that while the schools and affiliated organizations appear to be scheduled as claimants, those individuals who directly paid deposits to the Debtor are not scheduled.
5. The Trustee believes the individuals who paid deposits, the “Prepayments,” for tours must be added as creditors to Schedule E/F in this case so that full disclosure of all creditors is made, and in order to receive proper notice to file claims.
6. Because the deadline to file claims in this case is March 11, 2021. The Trustee believes it is necessary to extend the deadline to afford all creditors who are to be newly added upon the Amended Schedule E/F a fair opportunity to participate in the case and file

claims. The Trustee further acknowledges that some or all of the claims expected to be filed may include priority claims under section 507(a)(7) of the bankruptcy code.

Wherefore, the Trustee requests an order from the Court (1) directing the Debtor to file an Amended Schedule E/F on or before March 31, 2021, and (2) extending the deadline for all newly added creditors to file claims for 60 days from entry of the order granting this Motion.

Respectfully submitted,

/s/Lisa M. Barbacci
Lisa M. Barbacci (0039392)
600 E Smith Rd.
Medina, Ohio 44256
330-722-4488
barbaccitrustee@gmail.com
CHAPTER 7 TRUSTEE

NOTICE OF TRUSTEE'S MOTION

LISA M. BARBACCI, Chapter 7 Trustee, has filed papers with the court to compel the Debtor and extend the time to file proofs of claims.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to authorize this motion, or if you want the court to consider your views on the Motion, then on or before **March 24, 2021**, you or your attorney must:

File with the court a written request for a hearing at:

Clerk of Courts
U. S. Bankruptcy Court
Ralph Regula Federal Building and United States Courthouse
401 McKinley Ave SW
Canton, OH 44702-1745

If you mail your request to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to:

Lisa M. Barbacci Chapter 7 Trustee 600 E Smith Rd. Medina, OH 44256	and	Office of the U.S. Trustee H.M. Metzenbaum Courthouse 201 Superior Avenue East, Suite 441 Cleveland, Ohio 44114-1240
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Must attend the hearing scheduled for **3:00 PM on April 5, 2021**, in the **Courtroom, United States Bankruptcy Court, Ralph Regula Federal Building and US Courthouse, 401 McKinley Ave. SW, Canton, OH 44702**.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the Motion and may enter an order granting that relief.

Date: March 10, 2021

/s/Lisa M. Barbacci
Lisa M. Barbacci, Chapter 7 Trustee

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion and Notice was transmitted electronically on or about March 10, 2021, via the Court's CM/ECF system to the following who are listed on the Court's Electronic Mail Notice List:

Lisa M. Barbacci	barbaccitrustee@gmail.com , lbarbacci@ecf.axiosfs.com
Darrell A. Clay	dclay@walterhav.com , rdunlap@walterhav.com
Aaron Ridenbaugh	aaron@gibsonmoran.com
John J. Rutter	jrutter@ralaw.com
United States Trustee	(Registered address)@usdoj.gov

And by regular U.S. Mail or by e-mail, as requested, on March 10, 2021, to the following parties:

North Canton City School District Board of Ed Karrie M. Kalail, Esq. 6480 Rockside Woods Blvd S, Ste 300 Cleveland, OH 44131-2222	Tuslaw Local School District Board of Education Karrie M. Kalail, Esq. 6480 Rockside Woods Blvd S., Ste 300 Cleveland, OH 44131-2222	Carrollton Exempted Village School District Board of Education Karrie M. Kalail, Esq. 6480 Rockside Woods Blvd S, Ste 300 Cleveland, OH 44131-2222
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Carrollton High School 205 Scio Road SW Carrollton, OH 44615	Charles V. Gasior 215 W. Garfield Road, Suite 230 Aurora, OH 44202-7884	East Canton High School Music 310 Browning Court North East Canton, OH 44730-1298
Dover High School Attn: Julie Altier 520 North Walnut Street Dover, OH 44622-2834	Chippewa High School Attn: T.J. Lindeman 100 Valley View Road Doylestown, OH 44230-1699	East Canton High School Music Attn: Jacob Husted 310 Browning Ct N East Canton, OH 44730-1298
Galion City School District BOE c/o Darrell Clay 1301 E 9 th St., Ste 3500 Cleveland, OH 44114	Galion Middle School Attn: Paul Wheeler 474 Portland Way, North Galion, OH 44833-1115	Garaway Middle School Attn: Jason Wallick 146 Dover Road Sugarcreek, OH 44681-9309
Garfield Elementary School Attns: Lisa Porter 10207 St. Rt. 88 Garrettsville, OH 44231-9205	Joseph Welty Middle School Attn: Marsha Reed 315 4th Street NW New Philadelphia, OH 44663-1981	Liberty Union Middle School Attn: Marcus Alford 994 South Main Street Baltimore, OH 43105-9538
KeyBank 127 Public Square Cleveland, OH 44114-1226	West Branch Local Schools 14277 S Main St. Beloit, OH 44609-9504	Main Street Tours, Inc. 1525 California Avenue Louisville, OH 44641-8708
Massillon City School District Board of Education Karrie M. Kalail, Esq. 6480 Rockside Woods Blvd S, Ste 300 Cleveland, OH 44131-2222	Tuscarawas Central Catholic Middle Kegler, Brown, Hill & Ritter Attn: Larry J. McClatchey, Esq. 65 E State St., Ste. 1800 Columbus, OH 43215	Milko Cecez Pepple & Waggoner, Ltd. 5005 Rockside Rd., Suite 260 Cleveland, OH 44131-6808
American Express National Bank c/o Becket and Lee LLP PO Box 3001 Malvern, PA 19355-0701	North Canton High School Attn: Mindy Whitesmith 525 7th Street N.E. North Canton, OH 44720-2099	St. Paul's School Attn: Amie Hale 303 South Main Street North Canton, OH 44720-3095
Tuslaw Middle School Attn: Rich Dinko 1723 Manchester Road Massillon, OH 44647-9624	Massillon Middle School Attn: Jessica Harding 250 29th Street NW Massillon, OH 44647-5910	Wells Fargo Financial Leasing, Inc. MAC F0005-055 800 Walnut St Des Moines, IA 50309-3605
West Branch Middle School Attn: Penny DeShields 14409 Beloit Snodes Road Beloit, OH 44609-9552	Ted Street 572 W. Mohawk Drive Malvern, OH 44644	

/s/Lisa M. Barbacci
Lisa M. Barbacci, Chapter 7 Trustee